

AUG 06 2012

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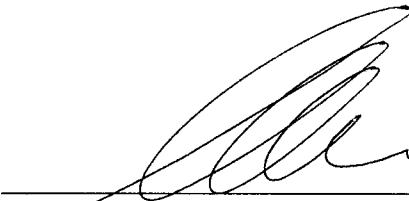
IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

UNITED STATES OF AMERICA)	Criminal No. 5:07cr00058-3
)	
)	
v.)	<u>FINAL ORDER</u>
)	
)	By: Samuel G. Wilson
KENNETH ODELL CRAWFORD)	United States District Judge

In accordance with this court's memorandum opinion entered this day, it is **ORDERED** and **ADJUDGED** that Kenneth's motion (ECF No. 475) is **CONSTRUED** as a motion to vacate, set aside, or correct sentence, pursuant to 28 U.S.C. § 2255, and the Clerk is directed to **FILE** the motion as such; the § 2255 motion is **DISMISSED** without prejudice as successive; and the case is **STRICKEN** from the active docket.

Further, the court finds that Kenneth has not made the requisite showing of the substantial denial of a constitutional right as required by 28 U.S.C. § 2255(c) and, therefore, a certificate of appealability is **DENIED**.

ENTER: August 6, 2012.


UNITED STATES DISTRICT JUDGE